IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 5TH DECEMBER 2007 / 14TH AGRAHAYANA 1929

SA.No. 650 of 1996

AGAINST THE JUDGMENT AND DECREE OF THE SUBORDINATE JUDGE'S COURT AT PAYYANNUR IN AS.39/1991, DATED 18.1.1996 AND THE JUDGMENT AND DECREE IN O.S.NO.125/1990 OF MUNSIFF COURT, THALIPARAMBA

APPELLANT: APPELLANT: PLAINTIFF:

KARATAN VEETTIL GOVINDAN NAIR,
S/O.LAKSHMI AMMA, AGED 67 YEARS,
RESIDING AT KUNHIMANGALAM,
KANNUR DISTRICT.

BY ADV. SRI.O.V.MANIPRASAD

RESPONDENTS: RESPONDENTS: DEFENDANTS:

1. PULIYANKODAN KIZHAKKE VEETTIL SREEDEVI AMMA @ CHEEYAYILKUTTY AMMA, D/O.LAKSHMI AMMA, AGED 76 YEARS, RESIDING AT KUNHIMANGALAM, KUNHIMANGALAM P.O., KANNUR DISTRICT.

2. PULIANKODAN KIZHAKKE VEETTIL SUBHADRA AMMA, D/O. FIRST RESPONDENT, AGED 51 YEARS, RESIDING AT KUNHIMANGALAM, KUNHIMANGALAM P.O., KANNUR DISTRICT.

3. PULIYANKODAN KIZHAKKE VEETTIL VIJAYAN, S/O.2ND RESPONDENT, AGED 25 YEARS, RESIDING AT KUNHIMANGALAM, KUNHIMANGALAM P.O., KANNUR DISTRICT.

BY ADVOCATES M/S.T.A.RAMADASAN
AND K.M.SATHIANATHA MENON.

THIS SECOND APPEAL HAVING COME UP FOR HEARING ON 05/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.M.P.NOS.1408/1996 & 102/1997 IN S.A.NO.650/1996

DISMISSED

5/12/2007 SD/- K.T.SANKARAN, JUDGE'S

//TRUE COPY//

AHZ/

K.T.SANKARAN, J.

S.A. NO. 650 OF 1996 B

Dated this the 5th day of December, 2007

JUDGMENT

Learned counsel for the appellant submits that the appellant and the third party who subsequently purchased the property have settled the dispute between them and it is not necessary to decide the Second Appeal on merits. The appellant prays for dismissing the Second Appeal as unnecessary. Accordingly, the Second Appeal is dismissed as unnecessary.

(K.T.SANKARAN)
Judge

ahz/

K.T.SANKARAN, J.

S.A.NO. 650 OF 1996 B

JUDGMENT

5th December, 2007